## Exhibit 39

## In the Matter Of:

UNITED STATES vs

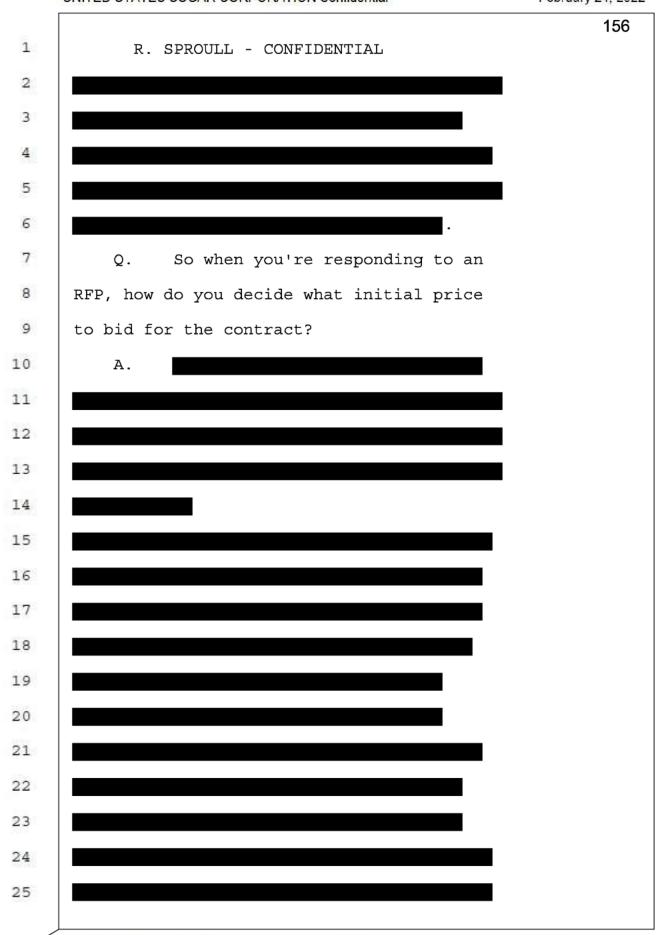
UNITED STATES SUGAR CORPORATION

## ROBERT SPROULL

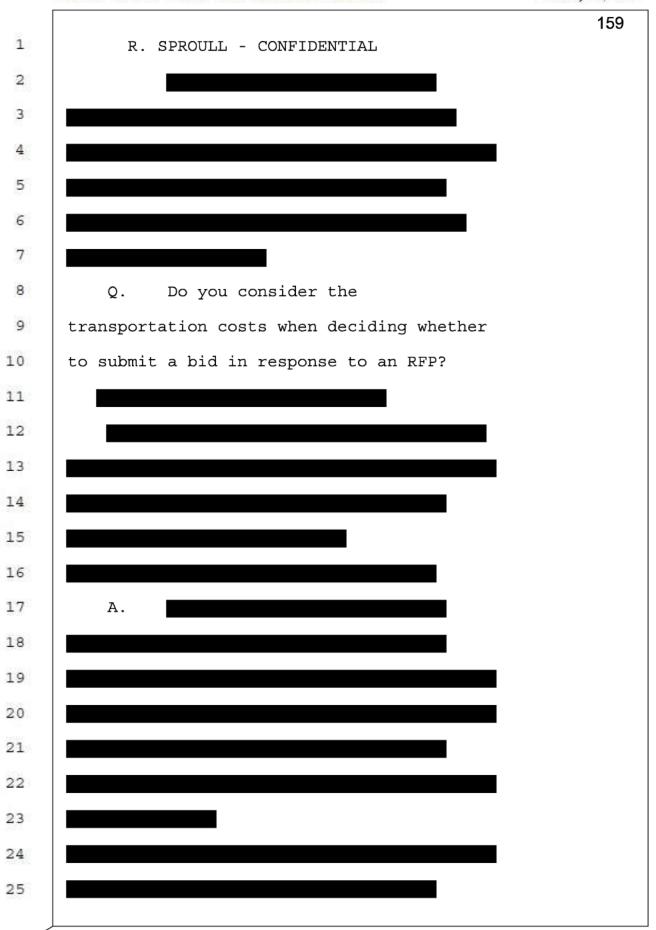
February 24, 2022

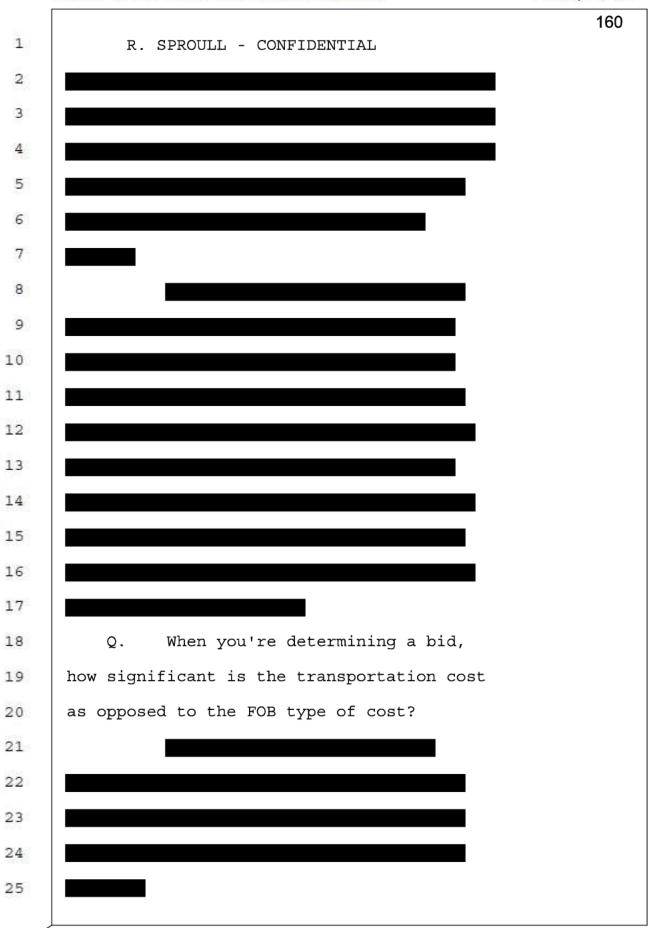


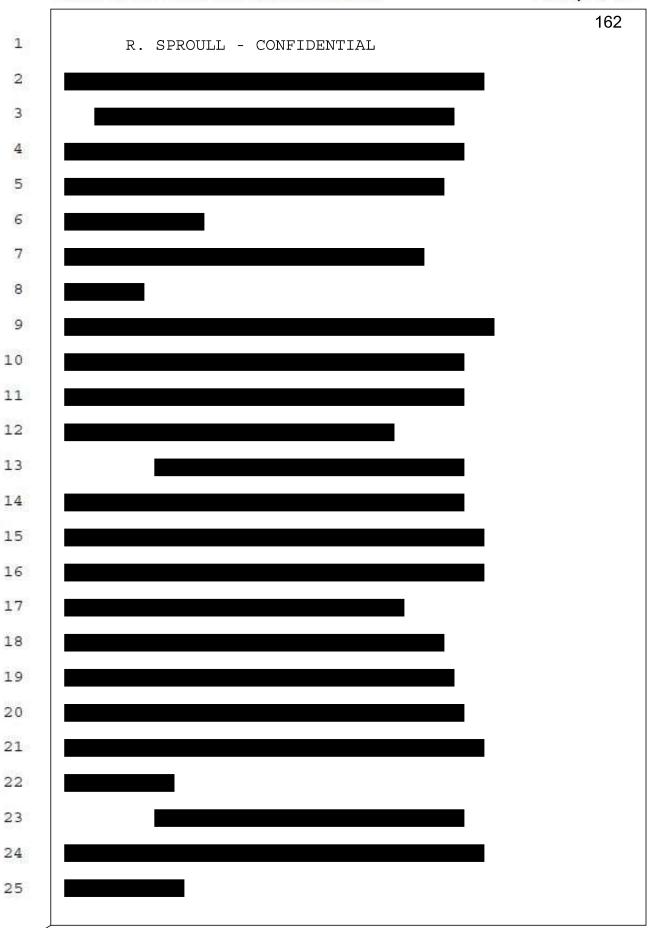
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 1
 2
     UNITED STATES DISTRICT COURT
 3
     FOR THE DISTRICT OF DELAWARE
 4
     Civil Action No. 21-cv-1644 (MN)
 5
     UNITED STATES OF AMERICA,
 6
 7
               Plaintiff,
 8
        vs.
 9
     UNITED STATES SUGAR
10
     CORPORATION, et al.,
11
               Defendants.
12
13
                 ** CONFIDENTIAL **
14
15
16
          REMOTE VIDEOTAPED DEPOSITION OF
17
                   ROBERT SPROULL
18
             Thursday, February 24, 2022
19
                  10:30 a.m. (EST)
20
21
22
     Reported by:
23
24
     Joan Ferrara, RMR, FCRR
     Job No. 2022-830473
25
```

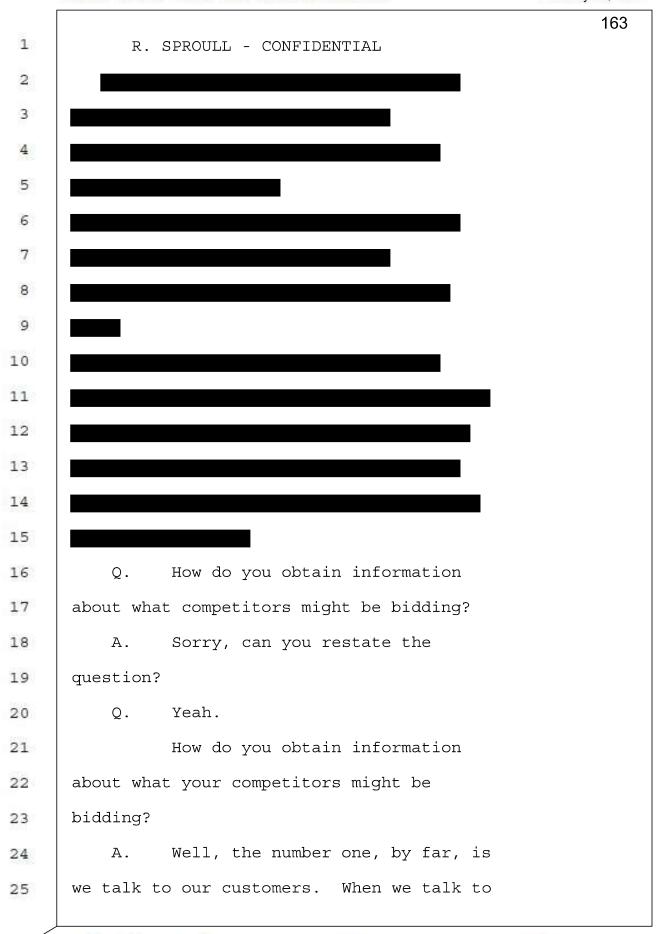






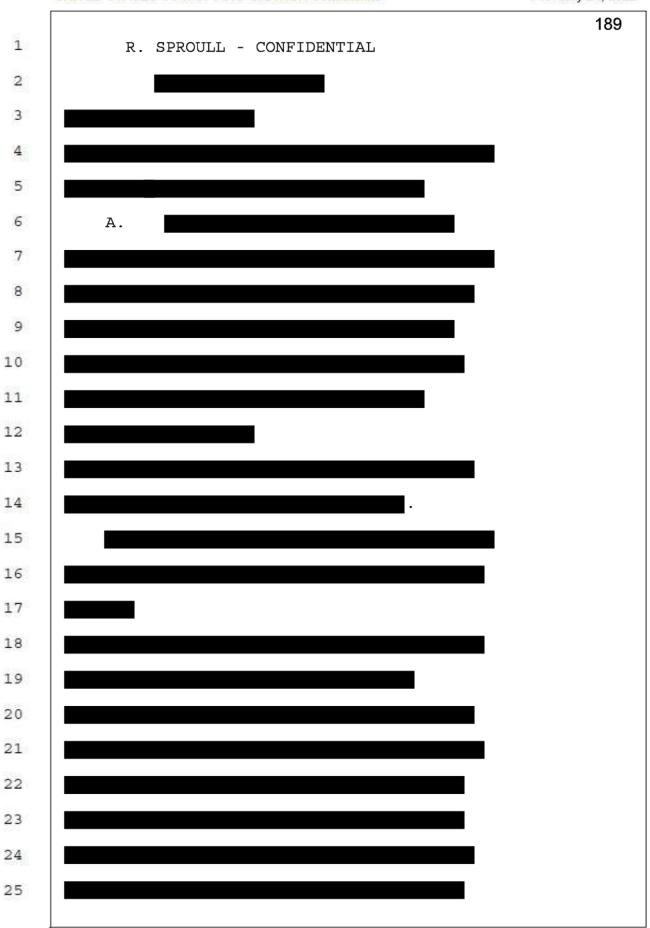




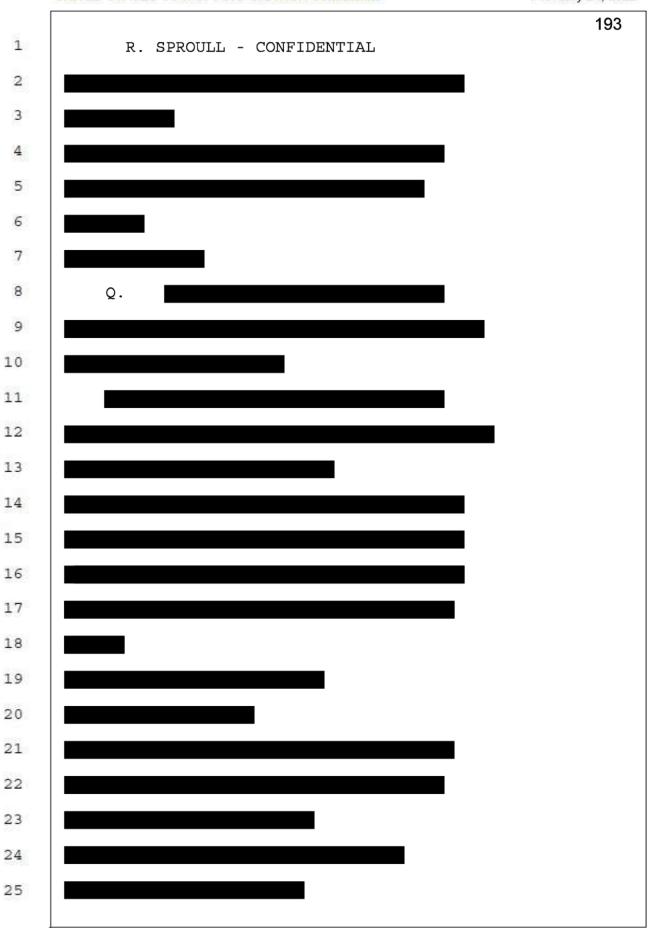


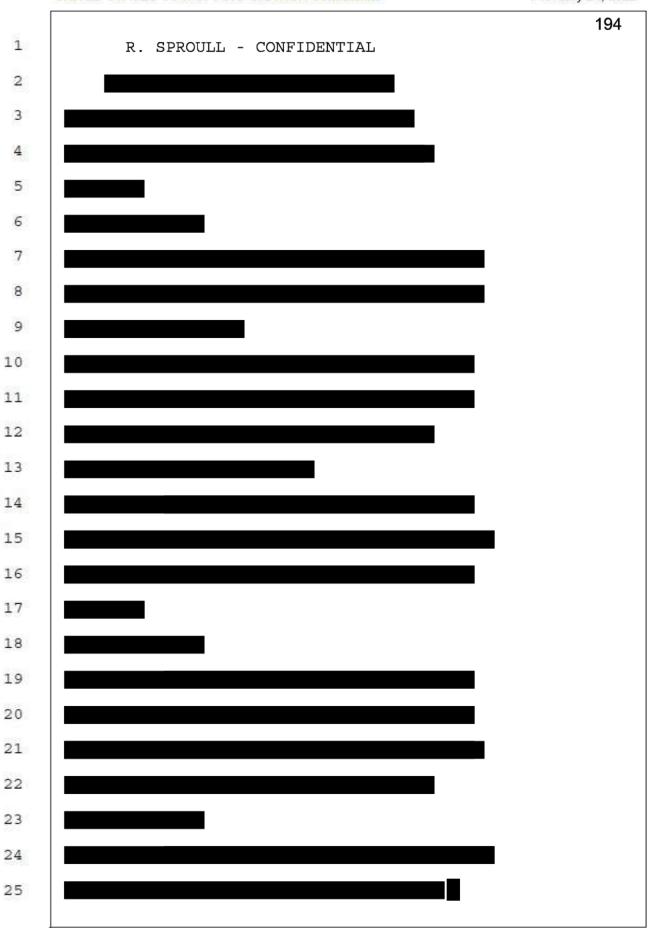
167 1 R. SPROULL - CONFIDENTIAL 2 changed, meaning that the customer 3 indicates a different volume or a different 4 product set or a different timing, then we 5 always reserve the right to adjust our 6 offer. And at times customers indicate 7 that our price is too high. And so we have 8 an opportunity if we choose to, to make a 9 lower offer. 10 Ο. If a customer indicates that your 11 price is too high, what information do you 12 use to submit a revised bid? 13 MR. YATES: Object to form. 14 15 16 17 18 19 20 21 22 23 24 25

	18
R. SPROULL - CONFIDENTIAL	
Q. Have there been any instances	
where you've lost business to a distributor	
where that distributor was reselling sugar	
that it had purchased from ASR?	
MR. YATES: Object to form.	
A. I can't I can't recall. I'm	
not sure if it has or hasn't happened.	
That's not something that that's sort of	
strange. Yeah, I don't know.	
Q. Looking back at the document,	
Exhibit 12, the bottom level e-mail is from	
Mr. Henderson to you and Mr. O'Malley,	
correct?	
A. Correct.	
Q. And the second-to-last paragraph	
of the e-mail, Mr. Henderson says,	















1	R. SPROULL - CONFIDENTIAL	100	
2			
3			
4	Q. All right. You can put that one		
5	aside then.		
6	And I'd like to ask William then		
7	to send you our document, Tab F, which I'd		
8	like to mark as Exhibit 14 to the		
9	deposition.		
10	(Sproull Exhibit 14, 3/4/20		
11	e-mail with attachments, Bates		
12	FCC-00016752 to FCC-00016804, remotely		
13	introduced and provided electronically		
14	to the reporter.)		
15	Q. And that's a document produced		
16	THE WITNESS: Can we take a brief		
17	break? My computer is about to		
18	restart automatically.		
19	MR. PETKOSKI: Let's go off the		
20	record.		
21	THE VIDEOGRAPHER: The time is		
22	3:08 p.m. We are now going off the		
23	record.		
24	(Recess taken from 3:08 to 3:15		
25	p.m.)		
	I .		







